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FILED

AUG 02 2001

JUDGE MARINA CORODEMUS

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KRAMER, et als.

v.

CIBA-GEIGY CORPORATION,  
et als.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION-MIDDLESEX COUNTY  
DOCKET NO.: MID-L-2521-01  
MASS TORT CODE: 248

Civil Action

CASE MANAGEMENT ORDER II

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ARENT, et als.

v.

CIBA-GEIGY CORPORATION,  
et als.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION-MIDDLESEX COUNTY  
DOCKET NO.: MID-L-2521-01  
MASS TORT CODE: 248

Civil Action

CASE MANAGEMENT ORDER II

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JANES, et als.

v.

CIBA-GEIGY CORPORATION,  
et als.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION-MIDDLESEX COUNTY  
DOCKET NO.: MID-L-2521-01  
MASS TORT CODE: 248

Civil Action

CASE MANAGEMENT ORDER II

The above matter having come before the Court for a Case Management Conference on July 12, 2001 and for good cause the following case management order is entered:

1. With regard to the four categories of documents requested by the plaintiffs in the above captioned matters, the following schedule is established:

a. All photos, videos and slides concerning investigations of and/or clean up of the Toms River site from 1952 until the present shall be produced for inspection and copying by all parties starting July 31, 2001.

b. All air permits for Toms River Plant shall be produced for inspection and copying by all parties starting July 31, 2001. Any air sampling or measurements done for detection of chemicals or substances at the site, or within the surrounding community; any documents relating to air complaints or notices of enforcement actions concerning explosions, black smoke, emissions, odors, chemical spills from 1952 until present shall be produced for inspection and copying by all parties starting on August 13, 2001.

c. Any and all wastewater discharge permits from 1952 until 1966 shall be produced for inspection and copying by all parties starting on July 31, 2001.

d. All documents, articles, records, memorandum concerning bladder cancer, including but not limited to incidence amongst workers in Cincinnati and Toms River, toxicity of chemicals used or manufactured and their ability to cause bladder cancer; warnings or

precautions taken by company; research or investigations conducted by or on behalf of company; and medical treatment or diagnostic testing offered by or on behalf of the company or third party claims concerning the issue of bladder cancer from 1940 until present shall be produced for inspection and copying starting August 13, 2001. To facilitate this production, documents will be produced for inspection and copying on a rolling basis.

2. The index of documents regarding the Toms River site maintained in Ardsley, shall be produced on or before July 23, 2001 to the extent such an index exists.

3. Prior to the next conference, Ciba-Geigy will advise all counsel if an index exists as to the documents of Ciba-Geigy in Kimberton, Pennsylvania and Cincinnati and/or for its worker's compensation records.

4. Within two weeks a representative of the plaintiffs shall meet with a representative of the defendant Ciba-Geigy to go through the privilege log as it exists now. Each team will designate one person to deal with privilege log. If there are issues with regard to the privilege logs, the mediator may be utilized to deal with these. At the same meeting, the issue of the worker's compensation claim index and documents, if they do exist, will be discussed.


5. Plaintiff will respond in writing to outstanding documents requests, prior to the date of the next conference.

6. The Court will meet on specific requests from plaintiffs

or defendant on a three-week basis to ascertain fulfillment of prior Orders and future issues. The Court will only entertain these items if they are advised of them in advance, prior to the tri-weekly meeting.

7. The next case management conference is scheduled for August 2, 2001 at 1:45 p.m.

8. The Kramer plaintiffs shall serve an initial set of Requests for Admissions for the purpose of attempting to limit the volume of documents required to be produced by defendants. Defendants shall have 45 days to provide responses to these requests.

By:   
Honorable Marina Corodemus, J.S.C.

DATED: 8/02/01